

04-18-01

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
ATTORNEYS AT LAW

767 THIRD AVENUE, NEW YORK, N.Y. 10017-2023

TO/TT/40
FRISHAUF, HOLTZ,
GOODMAN,
WILLIAM A. WOODWARD (1914-1994)
THOMAS LANGER
MARSHALL J. CHICK
RICHARD S. BARTH
DOUGLAS HOLTZ
ROBERT P. MICHAL
TELEPHONE: (212) 319-4900
FACSIMILE: (212) 319-5101

01933
PATENT TRADEMARK OFFICE

Express Mail Mailing Label
No.: EL 759 977 427 US

Date of Deposit: April 17, 2001

I hereby certify that this paper is
being deposited with the United
States Postal Service "Express Mail
Post Office to Addressee" service
under 37 CFR 1.10 on the date
indicated above and is addressed to
the Assistant Commissioner for
Patents, Washington, D.C. 20231

Francine E. Smith
Francine E. Smith

JC978 U.S. PTO
09/03/05
04/17/01

FILING WITHOUT EXECUTED DECLARATION - 37 CFR 1.53(f)

Assistant Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No. 01149/HG

Pursuant to 37 CFR 1.53(b), transmitted herewith for filing is the patent application of

Inventor(s):

Yuki ABE
Chiho ONO
Hiroji YOSHIKAWA

Title:

"GENES FROM A GENE CLUSTER"

Priority Claim (35 U.S.C. 119) is made, based upon:

Japanese Patent Application No. 2000-116591 filed April 18, 2000; and
Japanese Patent Application No. 2000-117458 filed April 19, 2000

Enclosed herewith are:

- Specification (Description, Claims, Abstract, Sequence Listing): Pages 1 - 186; Number of claims 1 - 53
- TO BE POST-FILED: SIGNED DECLARATION**
- 5 Sheets of drawings, Figures 1 - 6 Formal Informal

ASSIGNMENT INFORMATION FOR PUBLICATION:

SANKYO COMPANY, LIMITED
5-1, Nihonbashi Honcho 3-chome
Chuo-ku, Tokyo 103-8426, Japan

- Preliminary Amendment - **TO CORRECT IMPROPER MULTIPLE DEPENDENT CLAIMS**
- COMPUTER READABLE FORM OF SEQUENCE LISTING TO BE POST-FILED**
- Receipt Postcard

	Number Filed		Number Extra	Rate	Calculations
Total Claims	<u>72</u>	-20	=	<u>52</u>	x \$18.00 = <u>\$ 936.00</u>
Independent Claims	<u>5</u>	- 3	=	<u>2</u>	x \$80.00 = <u>\$ 160.00</u>
MULTIPLE DEPENDENT CLAIMS				+ \$270.00 =	<u>\$ 270.00</u>
				BASIC FEE	<u>\$ 710.00</u>
				Total of above Calculations	<u>\$ 2,076.00</u>

To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.

By:

Herb Goodman
HERBERT GOODMAN - Reg. No. 17,081